

**MINUTES FOR THE COURT OF APPEAL
STATE OF CALIFORNIA
SECOND APPELLATE DISTRICT**

January 30, 2006

DIVISION ONE

B175944 People (Not for Publication)
v.
Luckey

Rothschild, J.

We concur: Spencer, P.J.
Vogel (Miriam A.), J.

[illegible]

The trial court's order of June 17, 2004, is affirmed. The parties shall bear their own costs on appeal.

Rothschild, J.

We concur: Spencer, P.J.
Vogel (Miriam A.), J.

B180883 Longevity Network, LLC
v.
Kim

B184159 Kim
v.
Kim

Filed order consolidating above captioned appeals.

DIVISION TWO

[illegible]

The judgment is conditionally reversed and the matter is remanded for further proceedings consistent with the views expressed herein.

Boren, P.J.

We concur: Doi Todd, J.
 Ashmann-Gerst, J.

B180245 People (Not for Publication)
v.
McKenzie

The Court:

The judgment is affirmed.

Boren, P.J., Doi Todd, J., Ashmann-Gerst, J.

DIVISION THREE

B179882 People (Not for Publication)
v.
Milton

The judgment is modified to award Milton 225 days of presentence credit (171 days of actual custody credit and 84 days of conduct credit). The clerk of the superior court is ordered to prepare an amended abstract of judgment and to forward a copy to the Department of Corrections. In all other respects, the judgment is affirmed.

Aldrich, J.

We concur: Klein, P.J.
Croskey, J.

DIVISION THREE (Continued)

B171147 Paragon Homes, Inc., et al. (Not for Publication)

v.

Insurance Company of the State of Pennsylvania, et al.

The judgment is affirmed. Each party to bear their own costs.

Croskey, Acting P.J.

We concur: Kitching, J.
 Aldrich, J.

B179133 Apartment Association (Certified for Publication)

of Los Angeles County, Inc., et al.

v.

City of Los Angeles

The judgment is affirmed. Respondent(s) to recover costs.

Klein, P.J.

We concur: Croskey, J.
 Kitching, J.

B176263 People (Not for Publication)

v.

Bridges, et al.

As to Bridges, Hatter and Joe the judgment is modified to stay the concurrent three-year term imposed with respect to count two. As to Bridges, Denem, Hatter and Joe, the judgment is modified to strike the parole revocation fine imposed pursuant to section 1202.45. The clerk of the superior court shall prepare and forward to the Department of Corrections an amended abstract of judgment reflecting these modifications. In all other respects, the judgments are affirmed.

Klein, P.J.

We concur: Kitching, J.
 Aldrich, J.

DIVISION THREE (Continued)

B154544 People (Not for Publication)
v.
Spradley

For the reasons stated, the judgment is reversed and the cause is remanded with directions to the trial court to conduct an in camera hearing on Spradley's Pitchess motion consistent with this opinion. If the hearing reveals no discoverable information in Officer De Mond's personnel file which would lead to admissible evidence helpful to appellant's defense, the trial court shall reinstate the original judgment and sentence bearing on the officer's honesty which could lead to admissible evidence helpful to appellant in defense of the charge, the trial court shall (1) disclose the names, addresses, and telephone numbers of individual who have witnessed, or have previously filed complaints about, similar misconduct relating to the officer's honesty; and (2) allow appellant an opportunity to demonstrate prejudice. If appellant is thereafter able to demonstrate prejudice, the trial court shall order a new trial; if he is unable to demonstrate prejudice, the conviction is ordered reinstated, and the judgment and sentence shall stand affirmed.

Aldrich, J.

We concur: Klein, P.J.
Kitching, J.

B173977 D & M Financial Corporation (Certified for Publication)
v.
City of Long Beach, et al.

The judgment is affirmed. Costs on appeal are awarded to plaintiff D & M Financial Corporation.

Kitching, J.

We concur: Croskey, Acting P.J.
 Aldrich, J.

January 30, 2006 (Continued)

DIVISION THREE (Continued)

[illegible]

The judgment is affirmed.

Kitching, J.

We concur: Klein, P.J.
Aldrich, J.

B182693 In re Sebron Darnell Walls (Not for Publication)
on
Habeas Corpus

The petition for writ of habeas corpus is denied.

Aldrich, J.

We concur: Klein, P.J.
Kitching, J.

B180956 Los Angeles County, D.C.S. (Not for Publication)
v.
Ashley G.

The orders are affirmed.

Aldrich, J.

We concur: Klein, P.J.
Croskey, J.

B180073 Wright, etc.
v.
Simmons, etc.

Filed order modifying opinion. (No change in the judgment)

DIVISION SIX

B181560 People (Certified for Publication)
v.
Fisher

The judgment is affirmed.

Yegan, Acting P.J.

We concur: Coffee, J.
Perren, J.

B177435 People (Certified for Publication)
v.
Ranger Insurance Company

The judgment is reversed. Costs are awarded to appellant.

Gilbert, P.J.

We concur: Coffee, J.
Perren, J.

B178715 People (Not for Publication)
v.
Pendleton

We modify the judgment to strike the \$1,552 probation investigation fee, but otherwise affirm.

Gilbert, P.J.

We concur: Coffee, J.
Perren, J.

DIVISION SIX (Continued)

B183677 People (Not for Publication)
v.
Curry

The judgment is affirmed.

Perren, J.

We concur: Yegan, Acting P.J.
Coffee, J.

DIVISION SEVEN

B184335 People (Not for Publication)
v.
Williams

The judgment is affirmed.

Perluss, P.J.

We concur: Woods, J.
Zelon, J.

B180323 Wilson (Certified for Publication)
v.
21st Century Insurance Co.

The judgment is reversed and the cause is remanded to the trial court with directions to permit plaintiff to renew her motion to compel discovery and thereafter to proceed in accordance with law and the views expressed in this opinion. Appellant is awarded her costs on appeal.

Johnson, Acting P.J.

We concur: Woods, J.
Zelon, J.

DIVISION SEVEN (Continued)

B177908 City of Los Angeles
v.
Animal Defense League et al.,

Filed order modifying opinion. Petition for rehearing is denied
(No change in the judgment)

DIVISION EIGHT

B171316 People v. Elliott (Not for Publication)
B182079 In re Ori K. Elliott on Habeas Corpus

The judgment is affirmed. The petition for writ of habeas corpus is denied.

Cooper, P.J.

We concur: Rubin, J.
Flier, J.

B177075 People (Not for Publication)
v.
Thompson

The matter is remanded with directions to the trial court to strike the section 186.22(b)(1) gang enhancement. The trial court is directed to prepare an amended judgment and forward a copy to the Department of Corrections. In all other respects, the judgment is affirmed.

Cooper, P.J.

We concur: Rubin, J.
Flier, J.

DIVISION EIGHT (Continued)

B171636 People (Not for Publication)
v.
Ghanem et al.

The judgments are reversed with respect to counts 1 and 8, which the superior court shall order dismissed. With respect to all other counts, the judgments of guilt are affirmed, and the case is remanded for resentencing.

Cooper, P.J.

We concur: Boland, J.
Flier, J.

B171066 People (Not for Publication)
v.
Bell

The judgment is affirmed.

Cooper, P.J.

We concur: Rubin, J.
Boland, J.

B169227 People (Not for Publication)
v.
Rodriguez

We remand for resentencing and otherwise affirm the judgment.

Cooper, P.J.

We concur: Boland, J.
Flier, J.

We concur: Cooper, P.J.
Flier, J.

We concur: Rubin, J.
Flier, J.

January 30, 2006 (Continued)

DIVISION EIGHT (Continued)

B170819 People (Not for Publication)
v.
Hugo DeJesus Gutierrez

The judgment is reversed and the cause for further proceedings.

Boland, J.

We concur: Rubin, Acting P.J.
Flier, J.

B183579 Whalley
v.
Forest et al.,

B185261 Whalley
v.
Forest

Filed order consolidating above captioned appeals.